UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

[illegible] WEISBERG,

Plaintiff

v.

UNITED STATES DEPARTMENT OF JUSTICE, et al.,

Defendants

Civil Action No. 75-226

AFFIDAVIT

I, John W. Kilty, being duly sworn, depose as follows:

1. I am a Special Agent of the Federal Bureau of Investigation (FBI) assigned to the Laboratory Division of the FBI, Washington, D. C., in a supervisory capacity. This affidavit supplements my previous affidavit of May 13, 1975.

2. I have personal knowledge concerning the contents of Paragraphs 26-29, inclusive, of plaintiff's affidavit dated June 2, 1975, wherein plaintiff alleges numerous documents falling within his Freedom of Information Act (FOIA) request have not been furnished him.

3. Concerning plaintiff's allegation that he has not been given the "spectrographic testing" of "small foreign metal smears on a piece of curbing": the Laboratory work sheet which was previously furnished plaintiff and from which he quotes is the notes and results of this test. A thorough search has uncovered no other material concerning the spectrographic testing of the metal smear on the curbing.

4. Concerning plaintiff's allegation that he has not been given the "microscopic study" referred to at the bottom of page two of an August 12, 1964, letter from J. Edgar Hoover to J. Lee Rankin, which letter has also been furnished plaintiff: a thorough search has uncovered no additional documents concerning a study of this type

GOVERNMENT EXHIBIT 3

which have been furnished to Mr. Weisberg through his attorney, Mr. Lesar. The FBI files to the best of my knowledge do not include any information requested by Mr. Weisberg other than the information made available to him.

Enclosures - 2

John W Kilty

John W. Kilty
Special Agent
Federal Bureau of Investigation
Washington, D. C.

Before me this 13th day of May, 1975, affiant John W Kilty, has appeared and signed this affidavit first having sworn that the statements therein are true.

Margaret F Devine

Notary Public - District of Columbia

My commission expires 12/14/78.